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8 **UNITED STATES DISTRICT COURT**
9 **DISTRICT OF NEVADA**

10 IVAN DOMINGUEZ,

11 Petitioner(s),

12 vs.

13 BRIAN E. WILLIAMS,

14 Respondent(s).

Case No. 2:12-cv-01609 -APG-NJK

**UNOPPOSED MOTION FOR
ENLARGEMENT OF TIME**

ORDER

15 Respondents, by and through counsel, Adam Paul Laxalt, Attorney General of the State of
16 Nevada, hereby respectfully move this Court for an order granting a sixty (60) day enlargement of time
17 in which to file and serve their response to Ivan Dominguez's (Dominguez) first amended petition for a
18 writ of habeas corpus.

19 This motion is based upon the provisions of Rule 6(b) of the Federal Rules of Civil Procedure
20 and the attached Declaration of Counsel, as well as all other papers, documents, records, pleadings and
21 other materials on file herein.

22 There have been no prior enlargements of Respondents' time to file said response to the first
23 amended petition, and this motion is made in good faith and not for the purposes of delay.

24 **RESPECTFULLY SUBMITTED** this 23rd day of October, 2017.

25 ADAM PAUL LAXALT
Attorney General

26
27 By: /s/ Matthew S. Johnson
MATTHEW S. JOHNSON (Bar No. 12412)
Deputy Attorney General
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8 **UNITED STATES DISTRICT COURT**
9 **DISTRICT OF NEVADA**

10 IVAN DOMINGUEZ,

Case No. 2:12-cv-01609-APG-NJK

11 Petitioner(s),

DECLARATION OF COUNSEL

12 vs.

13 BRIAN WILLIAMS,

14 Respondent(s).

15 I, MATTHEW S. JOHNSON, hereby state that the assertions of this declaration are true:

16 1. I am an attorney licensed to practice law in the State of Nevada and qualified and
17 admitted to practice before this Court. I am employed as a Deputy Attorney General in the Office of the
18 Nevada Attorney General. Pursuant to this employment, I have been assigned to represent the
19 respondents in *Ivan Dominguez v. Brian E. Williams, et al.*, Case No. 2:12-cv-01609-APG-NJK.

20 2. On September 5, 2017, this Court gave respondent forty-five (45) days to answer or
21 otherwise respond to Dominguez's first-amended petition. ECF No. 66.

22 3. The current deadline is today: October 23, 2017.

23 4. I have not been able to devote sufficient time to preparing a response in this case because
24 of obligations in other state and federal cases to which I am assigned. In addition, I will be leaving the
25 employment of the Office of the Attorney General on October 27, 2017, and do not anticipate that I will
26 be able to respond to the allegations in Dominguez's petition during that time because of my obligations
27 in other state and federal cases. In the ensuing week my more than 150 state and federal cases will be
28 assigned to other attorneys in the office.

5. Accordingly, I am requesting an additional sixty (60) days, from the October 23, 2017 due date, in which to prepare and file a response in this case. This is my first request for an enlargement of time for this response.

7. On October 23, 2017, I contacted counsel for petitioner, David K. Neidert, and he indicated that he is not opposed to respondents' motion for an enlargement of time.

Pursuant to 28 U.S.C. § 1746, I hereby certify, under penalty of perjury, that the foregoing is true and correct.

Executed on this 23rd day of October, 2017.

By: /s/ Matthew S. Johnson
MATTHEW S. JOHNSON (Bar No. 12412)
Deputy Attorney General

IT IS SO ORDERED.

Dated: October 25, 2017.

UNITED STATES DISTRICT JUDGE